



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-3

November 16, 2000

Kinde Durkee, Treasurer  
Hispanic Unity USA  
601 S Glenoaks Boulevard, #208  
Burbank, CA 91502

Identification Number: C00345124

Reference: July Quarterly (4/1/00-6/30/00) and Amended July Quarterly (4/1/00-6/30/00), dated August 4, 2000 Reports

Dear Ms. Durkee:

This letter is to inform you that as of November 15, 2000, the Commission has not received your response to our requests for additional information dated October 25, 2000. These notices request information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to these requests (copies enclosed).

An adequate response must be received at the Commission by December 6, 2000. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. **Requests for extensions of time in which to respond will not be considered.** Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

If you should have any questions regarding this matter, please contact Alice Kang on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

Enclosures



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

Kinde Durkee, Treasurer  
Hispanic Unity USA  
601 S Glenoaks Boulevard, #208  
Burbank, CA 91502

Identification Number: C00345124

OCT 25 2000

Reference: July Quarterly Report (4/1/00-6/30/00)

Dear Ms. Durkee:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report (pertinent portion(s) attached) discloses a contribution(s) from an organization(s) which is not a political committee registered with the Commission. In order for your committee to accept contributions from unregistered organizations into accounts used to influence federal elections, your committee should take steps to insure that the contributor(s) used permissible funds to make the contribution(s) to avoid violating 2 U.S.C. §§441a(f) and 441b or 11 CFR §102.5(b). Under 11 CFR §102.5(b), organizations which are not political committees under the Act and choose to contribute to federal committees must either: 1) establish a separate account which contains only those funds permitted under the Act, or 2) demonstrate through a reasonable accounting method that the organization has received sufficient funds subject to the limitations and prohibitions in order to make the contribution.

If the contribution(s) in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information. In addition, please clarify whether the contribution(s) received from the referenced organization(s) is permissible. To the extent that your committee has received impermissible funds, the Commission recommends that you transfer the impermissible funds to an account not used to influence federal elections or refund the impermissible amount(s) to the

donor(s) in accordance with 11 CFR §103.3(b). In order to protect the donor's interests, the Commission recommends that you inform the contributor(s) in writing to provide the donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. Should you choose to transfer-out or refund the contribution(s), the Commission will presume the funds were impermissible if no statement from your committee provides information to the contrary. Transfers-out and refunds should be disclosed on a Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

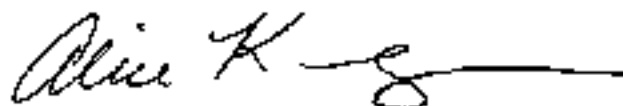
Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee in transferring-out or refunding the amounts will be taken into consideration.

-Please amend Schedule B supporting Line 23 by providing the office sought (House or Senate) for each contribution made. 11 CFR §104.3(b)(3)(ii) and (v)

-Schedule B supporting Line 23 discloses contributions to federal candidates for which no election designation has been provided. Please note that if no designation is included in your report, the contributions will be attributed to the next upcoming election for the recipient candidate. Thus, for future reporting purposes, it is in your committee's interest to designate the appropriate election in order to avoid the appearance of excessive contributions made to federal candidates by your committee.

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division). My local number is (202) 694-1130.

Sincerely,



Alice Kang  
Reports Analyst  
Report Analysis Division

## SCHEDULE A

**ITEMIZED RECEIPTS**  
**Other Political Committees (PACS)**

Use separate schedule(s)  
for each category of the  
Detailed Summary Page

PAGE	1	OF	1
FOR LINE NUMBER			
11(c)			

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)		C00345124	
Hispanic Unity USA			
Full Name, Mailing Address and Zip Code	Name of Employer	Date	Amount of Each
Election Type	Occupation	(Month/Day/Year)	Receipt This Period

<b>DRIVE PAC</b>			
250 Executive Park Bl, Suite 3100		5/11/2000	\$1,000.00
San Francisco, CA 94134-3386			

Receipt For:	Aggregate Year-to-date>	\$1,000.00
--------------	-------------------------	------------

<b>Democratic National Committee</b>			
430 S Capital St SE		4/11/2000	\$4,915.54
Washington, DC 20003			

Receipt For:	Aggregate Year-to-date>	\$4,915.54
--------------	-------------------------	------------

<b>IBEW COPE-Int'l Brotherhood Of</b>			
<b>Electrical Workers Comm On Pol Educ</b>		5/31/2000	\$5,000.00
1125 15th St NW			
Washington, DC 20005			

Receipt For:	Aggregate Year-to-date>	\$5,000.00
--------------	-------------------------	------------

<b>San Diego PAC</b>			
2535 Kettner Blvd., #2h		4/11/2000	\$1,500.00
San Diego, CA 92101			

Receipt For:	Aggregate Year-to-date>	\$1,500.00
--------------	-------------------------	------------

<b>UAW Region 5 Western States</b>			
<b>PAC</b>		5/11/2000	\$5,000.00
6500 South Rosemead Blvd.			
Pico Rivera, CA 90660			

Receipt For:	Aggregate Year-to-date>	\$5,000.00
--------------	-------------------------	------------

<b>United Food &amp; Commercial Workers</b>			
<b>International Union PAC</b>		6/30/2000	\$3,000.00
1775 K St NW			
Washington, DC 20006-1598			

Receipt For:	Aggregate Year-to-date>	\$3,000.00
--------------	-------------------------	------------

SUBTOTAL of Receipts This Page (optional)	\$22,415.54
---	-------------

TOTAL This Period (last page this line number only)	\$22,415.54
---	-------------